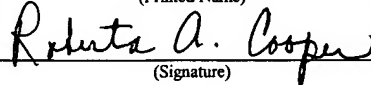


Atty. Dkt. No. 039153-0642 (H0970)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Paton et al.  
Title: OFFSET SPACER  
PROCESS FOR  
FORMING N-TYPE  
TRANSISTORS  
Appl. No.: 10/619,877  
Filing Date: 07/15/2003  
Examiner: Christy L. Novacek  
Art Unit: 2822  
Confirmation No.: 7818

<b>CERTIFICATE OF EXPRESS MAILING</b>	
I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
EV 593164039 US	04/08/05
(Express Mail Label Number)	(Date of Deposit)
Roberta A. Cooper	
(Printed Name)	
	
(Signature)	

**TRANSMITTAL**

Mail Stop ISSUE FEE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Enclosed herewith please find the following documents related to the above-referenced application.

- [ X ] Issue Fee Transmittal (1 page).
- [ X ] Form PTOL-85(B) (1 page).
- [ X ] Comments on Statement of Reasons for Allowance (2 pages).

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.18, or credit any overpayment, to Deposit Account No. 06-1447. Should no proper payment be enclosed herewith, as by a check

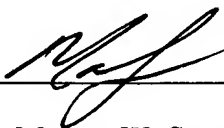
being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1447.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date 4/8/2005

FOLEY & LARDNER LLP  
Customer Number: 26371  
Telephone: (414) 297-5564  
Facsimile: (414) 297-4900

By 

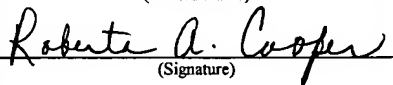
Marcus W. Sprow  
Attorney for Applicant  
Registration No. 48,580



Atty. Dkt. No. 039153-0642 (H0970)

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Roberta A. Cooper	
(Printed Name)	
	
(Signature)	

**COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE**

Mail Stop ISSUE FEE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This communication is responsive to the Notice of Allowance dated February 11, 2005 concerning the above-referenced patent application.

The Examiner stated the following:

The primary reasons for the allowance of claim 21 is the inclusion therein, in combination as currently claimed, of the limitations of providing first spacers to first and second gates and selectively providing a second spacer to the first gate, wherein both the first and second spacers include nitride. These limitations were found in claim 21 and are neither disclosed nor taught by the prior art of record, alone or in combination.

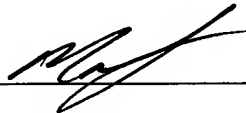
While the Applicants agree that the allowed claims recite a combination of subject matter that is patentable over the cited references, the Applicants do not necessarily agree with or acquiesce in the statement of reasons for allowance given by the Examiner. Moreover, the Applicants note that the recited subject matter as well as various other subject matter and/or combinations of subject matter may be patentable for other reasons than those given by the Examiner. The Applicants expressly reserve the right to set forth additional and/or alternative reasons for patentability and/or allowance in connection with the present Application or in any other future proceeding.

**REMARKS**

These Comments on Statement of Reasons for Allowance under 37 C.F.R. § 1.104 are intended to be responsive to the Notice of Allowance dated February 11, 2005.

Respectfully submitted,

Date 4/8/2005

By 

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Marcus W. Sprow  
Attorney for Applicant  
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